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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT**

**DISTRICT OF ALASKA**

ELIZABETH BAKALAR,

Plaintiff,

vs.

MICHAEL J. DUNLEAVY, in his  
individual and official capacities;  
TUCKERMAN BABCOCK; and the STATE  
OF ALASKA,

Defendants.

Case No. 3:19-cv-00025 JWS

**UNOPPOSED MOTION FOR ADDITIONAL TIME TO FILE OPPOSITION  
TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

UNOPPOSED MOTION FOR ADDITIONAL TIME  
*Bakalar v. Dunleavy, et al.* Case No. 3:19-cv-00025 JWS  
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Plaintiff moves for an additional 30 days to file her Opposition to Defendants' Motion for Summary Judgment. Plaintiff's lead counsel, Mark Choate, has been and remains in trial in *Jiang vs. University of Hawaii*, No. 1CC151002378, set in the 1<sup>st</sup> Circuit Court in Honolulu before the Honorable Jeffrey Crabtree. The trial began on May 10, 2021, and was originally scheduled to conclude the week of May 17, 2021. It has now completed its 5<sup>th</sup> week with the defense witnesses' final testimony scheduled for June 18, 2021, and hopefully any rebuttal witnesses and closings the week of June 21, 2021.<sup>1</sup>

The trial, all done remotely, via Zoom, with more than 500 exhibits, has many physician witnesses with limited schedules requiring examinations spread out over multiple weeks. The time needed to complete the testimony has literally consumed the time that was to be spent on finishing the Opposition to defendants' Motion for Summary Judgment.<sup>2</sup>

Plaintiff requests an additional extension, until July 9, 2021, to file her Opposition.

Dated: June 11, 2021, at Juneau, Alaska.

CHOATE LAW FIRM LLC  
Attorneys for Plaintiff

/s/ Mark Choate

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By: Mark Choate, 8011070

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<sup>1</sup> See Affidavit of Counsel.

<sup>2</sup> *Id.*

## **CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing  
was sent to counsel of record on June 11, 2021  
via USDC CM/ECF:

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/s/ *Mark Choate*

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